

New Statutes 2016

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Objective

At the end of this review, the viewer will be able to:

Describe the new statutes of interest to patrol officers effective July 15, 2016

*The following summary includes only those new statutes of immediate interest to street level law enforcement officers. Additional statutes of interest to law enforcement and telecommunications agencies are located on the DOCJT website as indicated at end of this presentation. Unless otherwise noted on individual statutes, the effective date of legislation passed by the 2016 General Assembly is
JULY 15, 2016*

SB 16 Safety of Minors EMERGENCY

Allows a citizen to break into a vehicle, and have immunity, if the conditions in the statute are met.

“Look Before You Lock”

SB 40 Juvenile Proceedings

Pilot project to open up juveniles proceedings to the public in some cases.

SB 54 Drop Off Boxes

Requires identifying signage for drop off boxes that do not qualify as non-profits.

SB 56 DUI EMERGENCY

Changes the look back period for multiple DUI offenses to TEN years.

SB 60 Vulnerable Victims

Provides protection in situations of continuing conduct against a vulnerable individuals (such as a child, intellectually disabled or elderly person)

SB 63 Sexual Assault EMERGENCY

Requires submission of all sexual assault kits to KSP crime lab

Requires development of policies on handling of kits

SB 84 Traffic – Stopped Vehicles

Allows vehicles to stop briefly to collect trash and use the Adopt-a-Highway Program.

SB 203 Death Benefits EMERGENCY

Modifies provisions of death benefits in a LODD to continue to qualified responder's family members during the application process.

SB 206 Reemployment of Retired Officers

Allows a city police agency to rehire a retired police officer.

SB 228 Schools

Defines the term “bullying” for school purposes.

SCR 9 Breastfeeding

Encourages an understanding of the importance of breastfeeding. (See KRS 211.755)

HB 4 Synthetic Drugs EMERGENCY

Raises the penalty level for Possession and Trafficking in Synthetic Drugs up one level.

Raises Hydrocodone combination products to Schedule II.

Adds W-15 / W-18 to Schedule I.

HB 40 Felony Expungement

Allows for certain felony offenses to be, after five years, vacated and expunged.

HB 124 Body-Worn Cameras

Allows KOHS grant money (from firearms sales) to be used for body-worn cameras.

HB 132 Booking Photos

Prohibits booking photos from being used for a commercial purpose, if a fee is required to remove them from the site.

HB 162 Harassing Communications

Adds electronic communications to the Harassing Communications statute.

HB 250 Arrest Powers

Allows officers to arrest for the misdemeanor offenses of:

- Possession of Burglar’s Tools
- Domestic Violence Shelter Trespass
- Receiving Stolen Property
- Giving a Peace Officer False Identifying Information (previously false name or address)

HB 314 Off Duty Carry EMERGENCY

Clarifies that active and retired officers (if properly carrying under LEOSA) may carry anywhere an on-duty officer may carry.

HB 384 Emergency Services Health and Fitness

Allows local emergency response agencies to develop health and fitness incentive programs.

HB 428 Animal Cruelty

Defines “dog fighting” and adds it specifically to Cruelty to Animals in the First Degree.

•Questions?

If you have any questions concerning this presentation, please feel free to contact the Legal Training Section in one of the following ways:

Website: www.docjt.ky.gov/legal Phone: 859-622-3801 Email: docjt.legal@ky.gov